

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

KATHERINE CODY, et al.,

No. C 13-05270 CRB

Plaintiffs,

**ORDER SETTING BRIEFING AND  
HEARING SCHEDULE**

v.

CITY OF ALBANY, et al.,

Defendants.

/

The Court is in receipt of an ex parte Motion for Temporary Restraining Order (“TRO”) filed by Plaintiffs (homeless individuals and Albany Housing Advocates, a non-profit organization), asking the Court to halt a plan by Defendants (the City of Albany, the Albany Police Department, and the Albany Chief of Police) to evict homeless residents from the Albany Bulb, a 40 acre parcel of land upon which Plaintiffs have set up temporary shelters. See TRO (dkt. 3).<sup>1</sup> The TRO asserts that the City plans to start evicting residents, seizing their belongings, and demolishing their shelters in “less than ten days.” Id. at 2.<sup>2</sup> Accordingly, in the interest of resolving this dispute expeditiously, the Court hereby


<sup>1</sup> Plaintiffs have not yet filed their supporting documents electronically, but the Court understands that they intend to do so shortly.

<sup>2</sup> The TRO suggests that the evictions will not take place until the City’s communal trailers – a measure intended to mitigate the harm of the evictions – are ready, an event that could occur “as soon as November 15, 2013.” Id. at 3.

1 ORDERS Defendants to file a response to the TRO by 5:00 PM Friday, November 15, 2013,  
2 and SETS a hearing in this matter for 2:00 PM on Monday, November 18, 2013.

3 **IT IS SO ORDERED.**

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5 Dated: November 14, 2013

  
6 CHARLES R. BREYER  
7 UNITED STATES DISTRICT JUDGE  
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